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WESTERN DISTRICT OF WASHINGTON DEPUTY



09-CV-00505-ORD

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

LONNIE RAY CARTER,

Plaintiff,

v.

THOMAS C. PAYNTER, et al.,

Defendants.

CASE NO. C09-0505-MJP-MAT

ORDER GRANTING MOTIONS TO
DISMISS AND DISMISSING § 1983
ACTION AS TO SOME
DEFENDANTS

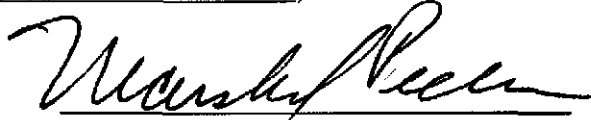
The Court, having reviewed the Report and Recommendation of the Honorable Mary Alice Theiler, United States Magistrate Judge, and the balance of the record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Defendant Ward's motion to dismiss (Dkt. 81) and the State Defendants' motion to dismiss (Dkt. 73) are GRANTED and Plaintiff's claims against Bank of America are DISMISSED *sua sponte*;
- (3) The complaint and this action are DISMISSED with prejudice as to defendants Ward, Alvaredo-Jackson, Dunleavy, Shumate, Gregoire, Uttecht, McKenna,

01 Walker, Vest, McKinnay, Bauman, Avery, and Bank of America; and

02 (4) The Clerk is directed to send copies of this Order to the parties and to Judge.

03 DATED this 1 day of February, 2010.

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05 MARSHA J. PECHMAN
06 United States District Judge
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